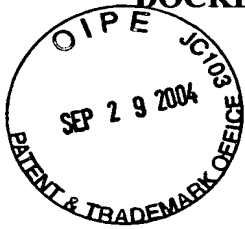


E-9-30-09

1651

PATENT

DOCKET NO.: WARF-0174/P02335US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Judith A. Marlett

Confirmation No.: 5531

Application No.: 10/009,097

Group Art Unit: 1651

Filing Date: May 21, 2002

Examiner: Francisco Chandler Prats

For: UNFERMENTED GEL FRACTION FROM PSYLLIUM SEED HUSKS

EXPRESS MAIL LABEL NO: EL998519208US

DATE OF DEPOSIT: September 29, 2004

EL998519208US

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

- ☐ In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or

before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

- ☒ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.116 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:

☐ Certification in Accordance with § 1.97(e) is attached; or

☒ The fee of \$180.00 as set forth in § 1.17(p) is attached.

- ☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of \$180.00 as set forth in § 1.17(p).

- ☒ Copies of reference numbers **26-27** listed on the attached Form PTO-1449 are enclosed herewith.

- ☐ Copies of reference numbers - on the attached Form PTO 1449 are not required to be submitted pursuant to 37 CFR § 1.98(a)(2)(i).

☐ Copies of references - are not being submitted because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application number , filed for which a claim for priority under 35 U.S.C. § 120 has been made in the instant application.

- ☐ The relevance of those listed references which are not in the English language is as follows:

DOCKET NO.: WARF-0174/P02335US - 3 -

PATENT

There are no listed references which are not in the English language.

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

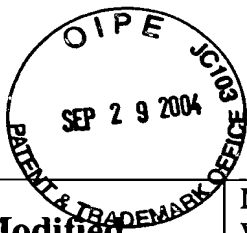
Date: *September 29, 2004*

Scott E. Scioli

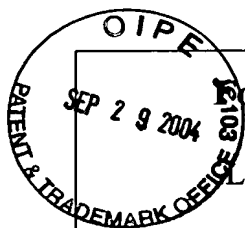
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Form PTO-1449 Modified List of Patent and Publications Cited by Applicant (Use several sheets if necessary) U.S. Department of Commerce Patent and Trademark Office		Docket No. WARF-0174/ P02335US	Application No. 10/009,097
		Applicant Judith A. Marlett	
		Filing Date May 21, 2002	Group 1651
		Confirmation No. 5531	
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
	26	Copy of the Supplementary European Search Report dated April 15, 2004 (EP 00 94 1266)	
EXAMINER		DATE CONSIDERED	

**Form PTO-1449 Modified**

List of Patent and Publications
Cited by Applicant
(Use several sheets if necessary)

U.S. Department of Commerce
Patent and Trademark Office

Docket No.
WARF-0174/
P02335US

Application No.
10/009,097

Applicant
Judith A. Marlett

Filing Date
May 21, 2002

Group
1651

Confirmation No.
5531

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
	27	4,813,613	03/21/89	Salete	241	7

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO

EXAMINER	DATE CONSIDERED
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